## IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,	)
Plaintiff,	)
	) 8:15CR324
vs.	)
	) ORDER
KIEFER HIGH ELK,	)
Defendants.	)
	)

This matter is before the court on defendant's motion to continue trial [32] as counsel needs additional time to investigate and and prepare for trial. The defendant shall comply with NECrimR 12.1(a). For good cause shown,

**IT IS ORDERED** that the motion to continue trial is granted, as follows:

- 1. The jury trial currently set for February 23, 2016 is continued to March 29, 2016.
- 2. Defendant is ordered to file a waiver of speedy trial as soon as practicable.
- 3. In accordance with 18 U.S.C. § 3161(h)(7)(A), the court finds that the ends of justice will be served by granting this continuance and outweigh the interests of the public and the defendant in a speedy trial. Any additional time arising as a result of the granting of this motion, that is, the time between **today's date and March 29, 2016** shall be deemed excludable time in any computation of time under the requirement of the Speedy Trial Act. Failure to grant a continuance would deny counsel for the defendant the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. 18 U.S.C. § 3161(h)(7)(A) & (B)(iv).

DATED February 16, 2016.

**BY THE COURT:** 

s/ F.A. Gossett United States Magistrate Judge